

**UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

NOTICE OF MOTION

TO: See Attached Service List.

PLEASE BE ADVISED that on **January 26, 2010 at 10:30 a.m.** I shall appear before Bankruptcy Judge Carol A Doyle, Courtroom 742, 219 South Dearborn Street, Chicago, Illinois, and then and there present the "**Final Fee Application of Chester H. Foster, Jr., Attorney for the Debtor-In-Possession**", a copy of which is attached hereto and hereby served upon you. You may appear at that time if you see fit.

/s/ Chester H. Foster, Jr.

Certificate of Service

I, Chester H. Foster, Jr., certify that a copy of the attached "Final Fee Application of Chester H. Foster, Jr., Attorney for the Debtor-In-Possession" was served upon the parties as set forth on the Service List via US Mail this 14th day of January, 2010.

/s/ Chester H. Foster, Jr.

Chester H. Foster, Jr.
Foster, Kallen & Smith
3825 W. 192nd Street
Homewood, Illinois 60430
(708) 799-6300
A.R.D.C. # 03122632

Service List
MNM Properties, LLC
09 B 03491

**Parties Served Electronically Through ECF
System or Direct Email Transmission**

William T. Neary
Ofc. of the U.S. Trustee, Region 11
219 S. Dearborn St., Room 873
Chicago, IL 60604
USTPRegion11.ES.ECF@usdoj.gov

Jeffrey M. Monberg
jmonberg@kdlegal.com
C. Daniel Motsinger
cmotsinger@kdlegal.com
Kreig DeVault LLP
33 N. LaSalle St., #2412
Chicago, IL 60602

MNM Properties, LLC
PO Box 276
Lakeside, MI 49116
mnmpllc@sbcglobal.net

J Mark Fisher
Schiff Hardin & Waite
6600 Sears Tower
Chicago, IL 60606
mfisher@schiffhardin.com

Woodbury Property Management
2921 Garfield Ave.
Highland, IN 46322
woodbury@sbcglobal.net

Parties Served via US Mail

Harris Bank
c/o Kay Wesson, VP-SAMU
111 W. Monroe St., 11W
Chicago, IL 60603

Northern Trust Bank
8060 College Parkway
Fort Myers, FL 33919

Lake County Treasurer
2293 N. Main St.
Crown Point, IN 46307

Indiana American Water
P.O. Box 578
Alton, IL 62002-0578

Indiana American Water
555 E. County Line Rd.
Suite 201
Greenwood, IN 46143

Orkin Pest Control
2640 E. 84th Pl.
Merrillville, IN 46410

Kane County Treasurer
719 S. Batavia Ave.
Geneva, IL 60134

UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

In Re:) **Chapter 11**
MNM Properties, LLC) **09 B 03491**
) **Hon. Carol A. Doyle**
) **Debtor**) **Hearing Date: 1/26/2010**
)) **Hearing Time: 10:30 a.m.**

**FINAL FEE APPLICATION OF
CHESTER H. FOSTER, JR.
ATTORNEY FOR THE DEBTOR -IN-POSSESSION**

To: Honorable Carol A. Doyle, Bankruptcy Judge

Now comes Chester H. Foster, Jr., counsel for MNM Properties, LLC (the “Debtor”), the Chapter 11 Debtor and Debtor-in-Possession, and hereby submits his final fee application for fees and reimbursement of expenses pursuant to §§330 and 331 of the Bankruptcy Code and Bankruptcy Rule 2016.

1. On February 4, 2009, this Case was commenced by the Debtor filing a Voluntary Petition seeking relief under Chapter 11 of the Bankruptcy Code. From and since that date the Debtor has continued to operate its business and manage its property as Debtor-in-Possession under the supervision of this Court.
2. No trustee or committee of the Debtor's creditors has been appointed in this Case.
3. Pursuant to Order of this Court dated March 3, 2009, the Debtor was authorized to retain Chester H. Foster, Jr. and the firm of Foster, Kallen & Smith to act as its Attorneys in connection with the Debtor's Chapter 11 case.

4. As described in greater detail in the time sheets attached hereto as **Exhibit 1**, during the period October 1, 2009 through January 14, 2010, Foster and the other professionals and paraprofessionals of Foster, Kallen & Smith working under his supervision and direction expended a total of 207.30 hours representing the Debtor in this Chapter 11 Case. Based upon the firm's regular hourly rates, a total of \$70,010.00 in fees have been incurred during this period. The services and fees have been divided into the following categories, for the Court's convenience:

CATEGORY	HOURS	FEES
General Case Administration Matters	9.95	\$2,260.00
Retention & Compensation of Professionals Matters	23.30	\$7,660.00
Cash Collateral Matters	6.85	\$2,400.00
Harris Bank Matters	27.00	\$9,880.00
Plan Matters	140.20	\$47,810.00
Totals	207.3	\$70,010.00

General Case Administration Matters: Include time devoted to the preparation of the various reports and other materials that must be submitted in connection with the Chapter 11 Case; responding to numerous requests for information by the Debtor's creditors; and advising the Debtor concerning his debtor-in-possession operations;

Retention & Compensation of Professionals Matters: Include time devoted to the preparation of the various pleadings necessary to have professionals retained and time devoted to the preparation of fee applications for the professionals retained by the Debtor;

Cash Collateral Matters: Include time devoted to matters relating to the Debtor's use of "Cash Collateral;"

Harris Bank Matters: Include time devoted to matters relating to dealing with the Debtor's major secured creditor, Harris Bank, NA., not included in the above described categories, including opposing Harris's motion to lift the automatic stay;

Plan Matters: Include time devoted to matters relating to the Debtor's plan of reorganization and related disclosure statement; and

5. The fees that are sought represent payment for services rendered by the following individuals in the following amounts:

PROFESSIONAL	HOURLY RATE	HOURS	FEES
Chester H. Foster, Jr.	\$400.00	148.55	\$59,420.00
Justin B. Foster	\$200.00	47.15	\$9,430.00
Dean B. Foster ¹	\$100.00	11.60	\$1,160.00
Totals	N/A	207.3	\$70,010.00

6. The Debtor has reviewed this Application and has no objection to the fees and expenses sought herein.

7. As described in greater detail in **Exhibit 1** during the period October 1, 2009 through January 14, 2010 Foster has expended a total of 5,447.93 in reimbursable costs and expenses in connection with his representation of the Debtor in this case.

8. A copy of this Application was mailed to the Debtor, the United States Trustee's office, and to all creditors on January 14, 2010. The Debtor is requesting that the notice to creditors

¹ Dean B. Foster is a paralegal.

and all parties in interest be reduced from twenty (20) days to twelve (12) days pursuant to the provisions of Bankruptcy Rule 9006(c)(1).

Wherefore, Chester H. Foster, Jr. applies to the Court for entry of an order: (a) awarding him fees in the amount of \$70,010.00 and expense reimbursement in the amount of \$5,257.93 for the period October 1, 2009 through January 14, 2009; (b) directing the Debtor to pay him the fees and expense reimbursement awarded; and (c) granting such other relief as the Court deems proper.

Respectfully submitted,

/s/ Chester H. Foster, Jr.

Chester H. Foster, Jr.
Foster Kallen & Smith
3825 W. 192nd Street
Homewood, IL 60430
(708) 799-6300
A.R.D.C. #03122632